

**U.S. District Court**  
**District of Columbia (Washington, DC)**  
**CIVIL DOCKET FOR CASE #: 1:18-cv-02342-CKK**

TOBIAS v. UNITED STATES DEPARTMENT OF  
 INTERIOR, OFFICE OF THE SECRETARY  
 Assigned to: Judge Colleen Kollar-Kotelly  
 Cause: 05:552 Freedom of Information Act

Date Filed: 10/10/2018  
 Jury Demand: None  
 Nature of Suit: 895 Freedom of  
 Information Act  
 Jurisdiction: U.S. Government Defendant

**Plaintiff****JIMMY TOBIAS**

represented by **Joshua Hart Burday**  
 LOEVY & LOEVY  
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**ATTORNEY TO BE NOTICED**

V.

**Defendant**

**UNITED STATES DEPARTMENT OF  
 INTERIOR, OFFICE OF THE  
 SECRETARY**

represented by **Marina Utgoff Braswell**  
 U.S. ATTORNEY'S OFFICE FOR THE  
 DISTRICT OF COLUMBIA  
 555 Fourth Street, NW  
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**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
10/10/2018	<u>1</u>	COMPLAINT against UNITED STATES DEPARTMENT OF INTERIOR, OFFICE OF THE SECRETARY ( Filing fee \$ 400 receipt number 0090-5730478) filed by JIMMY TOBIAS. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H, # <u>9</u> Exhibit I, # <u>10</u> Exhibit J, # <u>11</u> Exhibit K, # <u>12</u> Exhibit L, # <u>13</u> Exhibit M, # <u>14</u> Civil Cover Sheet Civil Cover Sheet, # <u>15</u> Summons Summons)(Burday, Joshua) (Entered: 10/10/2018)
10/10/2018	<u>2</u>	NOTICE of Appearance by Joshua Hart Burday on behalf of JIMMY TOBIAS (Burday, Joshua) (Entered: 10/10/2018)
10/11/2018		Case Assigned to Judge Colleen Kollar-Kotelly. (zrdj) (Entered: 10/11/2018)
10/11/2018	<u>3</u>	SUMMONS (3) Issued Electronically as to UNITED STATES DEPARTMENT OF INTERIOR, OFFICE OF THE SECRETARY, U.S. Attorney and U.S. Attorney General (Attachments: # <u>1</u> Notice and Consent)(zrdj) (Entered: 10/11/2018)
10/17/2018	<u>4</u>	ORDER ESTABLISHING PROCEDURES FOR CASES ASSIGNED TO JUDGE COLLEEN KOLLAR-KOTELLY. Signed by Judge Colleen Kollar-Kotelly on 10/17/18. (DM) (Entered: 10/17/2018)
10/31/2018	<u>5</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. UNITED STATES DEPARTMENT OF INTERIOR, OFFICE OF THE SECRETARY served on 10/4/2018 (Burday, Joshua) Modified date served on 11/6/2018 (ztd). (Entered: 10/31/2018)

10/31/2018	<u>6</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 10/23/2018. (Burday, Joshua) (Entered: 10/31/2018)
10/31/2018	<u>7</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 10/23/2018. Answer due for ALL FEDERAL DEFENDANTS by 11/22/2018. (Burday, Joshua) (Entered: 10/31/2018)
11/21/2018	<u>8</u>	NOTICE of Appearance by Marina Utgoff Braswell on behalf of UNITED STATES DEPARTMENT OF INTERIOR, OFFICE OF THE SECRETARY (Braswell, Marina) (Entered: 11/21/2018)
11/21/2018	<u>9</u>	ANSWER to Complaint by UNITED STATES DEPARTMENT OF INTERIOR, OFFICE OF THE SECRETARY.(Braswell, Marina) (Entered: 11/21/2018)
11/30/2018	<u>10</u>	ORDER. The parties shall file the schedule not later than <b>JANUARY 4, 2019</b> . Signed by Judge Colleen Kollar-Kotelly on November 30, 2018. (lcckk1) (Entered: 11/30/2018)
11/30/2018		Set/Reset Deadlines: Joint Status Report proposing a Schedule for proceeding in this matter due by 1/4/2019. (dot) (Entered: 11/30/2018)
01/03/2019	<u>11</u>	Consent MOTION to Stay ( <i>Defendant's Consent Motion to Stay Proceedings in Light of Lapse of Appropriations</i> ) by UNITED STATES DEPARTMENT OF INTERIOR, OFFICE OF THE SECRETARY (Braswell, Marina) (Entered: 01/03/2019)
01/03/2019		MINUTE ORDER: The Court has received Defendant's <u>11</u> Consent Motion to Stay Proceedings in Light of Lapse of Appropriations. Defendant fails to acknowledge the tardiness of its <u>11</u> Consent Motion pursuant to the Court's standing order. <i>See</i> Order Establishing Procedures for Cases Assigned to Judge Colleen Kollar-Kotelly, ECF No. <u>4</u> , &para 7(A) (requiring at least four business days' notice). Nevertheless, with Plaintiff's consent, and in an exercise of the Courts discretion, the Court shall GRANT Defendant's <u>11</u> Consent Motion. The Court shall STAY the deadline for the Joint Status Report otherwise due by January 4, 2019. The deadline is tolled commensurate with the length of the lapse of appropriations to the U.S. Department of Justice. The parties shall file a notice within two business days of the restoration of the U.S. Department of Justice's funding and the resumption of its operations. Signed by Judge Colleen Kollar-Kotelly on January 3, 2019. (lcckk1) (Entered: 01/03/2019)
02/08/2019	<u>12</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF INTERIOR, OFFICE OF THE SECRETARY. (Braswell, Marina) (Entered: 02/08/2019)
02/11/2019		MINUTE ORDER: The Court has received the parties' <u>12</u> Joint Status Report. They appropriately recognize the restoration of funding to the government. <i>See</i> Min. Order of Jan. 3, 2019. Accordingly, the Court hereby LIFTS the stay in this matter. Defendant indicates that it is in the midst of searching for responsive records. The Court shall adopt the parties' proposal that they file a further Joint Status Report by <b>APRIL 12, 2019</b> , identifying the status of Defendant's processing and the parties' discussions, and proposing a schedule for further proceedings. Signed by Judge Colleen Kollar-Kotelly on February 11, 2019. (lcckk1) (Entered: 02/11/2019)
04/12/2019	<u>13</u>	Joint STATUS REPORT by JIMMY TOBIAS. (Burday, Joshua) (Entered: 04/12/2019)
04/15/2019		MINUTE ORDER: The Court has received the parties' <u>13</u> Joint Status Report, which indicates that Defendant has made further progress in its searches and that the parties intend to confer so that Defendant processes documents according to Plaintiff's priorities. The Court shall adopt the parties' proposal that they file a further Joint Status Report by <b>MAY 30, 2019</b> . That Report shall include the status of Defendant's searches, review, and production; provide an update as to the parties' discussions; and propose a schedule for further proceedings. <b>The parties shall file a further Joint Status Report no later than every forty-five days thereafter, unless and until the Court orders otherwise.</b> Signed by Judge Colleen Kollar-Kotelly on April 15, 2019. (lcckk1) (Entered: 04/15/2019)
04/15/2019		Set/Reset Deadlines: Joint Status Report due by 5/30/2019. (dot) (Entered: 04/15/2019)

05/30/2019	<u>14</u>	Joint STATUS REPORT by JIMMY TOBIAS. (Burday, Joshua) (Entered: 05/30/2019)
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